



PATENT

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 02-763-B (400.129))

In the Application of:

McSwiggen et al.

Serial No.: 10/667,271

Filing Date: September 16, 2003

For: RNA Interference Mediated Inhibition
Of Hepatitis C Virus (HCV) Gene
Expression Using Short Interfering
Nucleic Acid (siNA)

Examiner: TBD

Group Art Unit: 1632

Confirmation No.: 8658

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

TRANSMITTAL LETTER

In regard to the above identified application:

1. We are transmitting herewith the attached papers for the above identified new patent application:

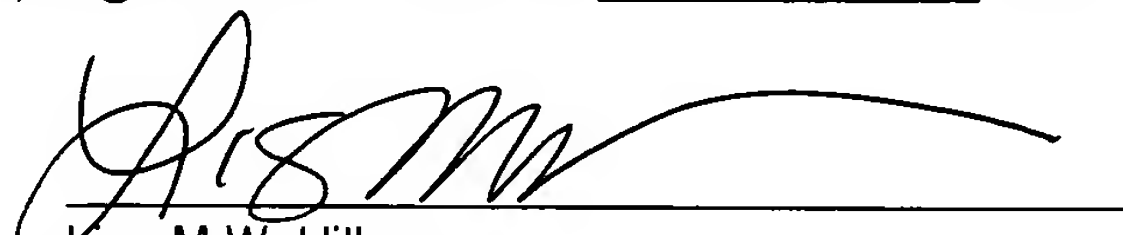
- ☒ Information Disclosure Statement;
- ☒ Information Disclosure Statement (IDS) PTO-1449 Form;
- ☒ Copies of IDS Citations for S/N 10/667,271 (Total 6 U.S. Patent Application Documents, 31 foreign patents and 427 other documents); and
- ☒ Return Receipt Postcard.

2. With respect to additional fees, no additional fee is required.

3. GENERAL AUTHORIZATION: Please charge any additional fees or credit overpayment to Deposit Account No. 13-2490. A duplicate copy of this sheet is enclosed.

4. CERTIFICATE OF MAILING UNDER 37 CFR § 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1 hereinabove, are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450 on 3-21 2005.

By :


Lisa M.W. Hillman
Reg. No. 43,673

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PATENT

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(Case No. 02-763-B (400.129))**

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| Of Hepatitis C Virus (HCV) Gene |) | |
| Expression Using Short Interfering |) | |
| Nucleic Acid (siNA) |) | |

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. Section 1.97 - 1.99, the Applicant wishes to make the following references of record in the above-identified application. This Information Disclosure Statement is in compliance with the continuing duty of candor as set forth in 37 C.F.R. Section 1.56. This application is a continuation-in-part of U.S. Serial No. 10/444,853 filed May 23, 2003, and is relied upon for an earlier filing date under 35 U.S.C. § 120. In accordance with Rule 37 CFR §1.98(d), those references marked with an "*" have been previously cited and submitted to the Patent and Trademark Office with the prior applications and additional references are enclosed herein. All references cited are listed in the PTO-1449 form enclosed herewith.

The Office has waived the requirement under 37 CFR 1.98 (a)(2)(i) for submitting a copy of each cited U.S. patent and each U.S. patent application publication for all U.S. national patent applications filed after June 30, 2003 and for all international applications that have entered the

national stage under 35 USC § 371 after June 30, 2003. In accordance with this waiver, cited U.S. patents and U.S. patent application publications are not enclosed.

In the judgment of the undersigned, portions of the listed references may be material to the Examiner's consideration of the presently pending claims. This statement is not a representation that the listed references have effective dates early enough to be "prior art" within the meaning of 35 U.S.C. Section 102 or Section 103.

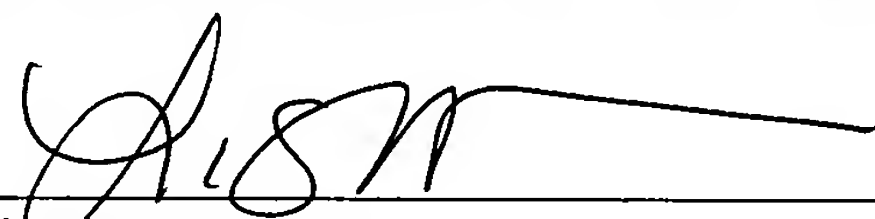
Applicants do not believe any fee is due with this submission. If this belief is in error and the Patent Office determines that the fee prescribed in the relevant portion of 37 C.F.R. Section 1.97 is applicable, the undersigned attorney by his signature hereby authorizes any such fee to be debited from Deposit Account 13-2490.

Respectfully submitted,
McDonnell Boehnen Hulbert & Berghoff LLP

Date: 3 - 21

2005

By:



Lisa M.W. Hillman
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FORM PTO-1449
(Rev. 2-32)

U.S. Department of Commerce
Patent and Trademark Office

Atty. Docket No.

Serial No.

02-763-B
(400/129)

10/667,271



**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use several sheets if necessary)

Applicant:

McSwiggen et al.

Filing Date:

September 16, 2003

Group:

1632

U.S. PATENT APPLICATION DOCUMENTS

| Examiner Initial | | Document Number | Filing Date | Name | Class | Subclass | Publication Date if Appropriate |
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EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication.

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|---|-----------------------|------------|
| <div>FORM PTO-1449 (Rev. 2-32)</div> <div>U.S. Department of Commerce Patent and Trademark Office</div> <div>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</div> <div>(Use several sheets if necessary)</div> | Atty. Docket No. | Serial No. |
| | 02-763-B (400/129) | 10/667,271 |
| | Applicant: | |
| | McSwiggen et al. | |
| | Filing Date: | Group: |
| | September 16, 2003 | 1632 |

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| INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary) | | Applicant: McSwiggen et al. | |
| | | Filing Date: September 16, 2003 | Group: 1632 |

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FORM PTO-1449
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Atty. Docket No.

02-763-B
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Serial No.

10/667,271

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